



1578 Highway 44 East, Suite 6  
P.O. Box 369  
Shepherdsville, KY 40165-0369  
Phone (502) 955-4400 or (800) 516-4293  
Fax (502) 543-4410 or (800) 541-4410

RECEIVED

MAR 14 2005

PUBLIC SERVICE  
COMMISSION

March 14, 2005

**VIA HAND DELIVERY**

Kentucky Public Service Commission  
Attn: Mr. Jeff Cline  
211 Sower Blvd.  
P.O. Box 615  
Frankfort, KY 40602-0615

RE: Application to Construct Wireless Communications Facility  
Location: 783 Beech Oak Road, Busy, Kentucky 41723  
Applicant: New Cingular Wireless PCS, LLC  
Site Name: Dark Hollow

Dear Mr. Cline:

On behalf of our client New Cingular Wireless PCS, LLC, we are submitting the enclosed original and five (5) copies of an Application for Certificate of Public Convenience and Necessity for Construction of a Wireless Communications Facility in an area of Perry County outside the jurisdiction of a planning commission. We have also enclosed two (2) additional copies of this cover letter. Thank you for your assistance and do not hesitate to contact us if you have any comments or questions concerning this matter.

Sincerely,

A handwritten signature in dark ink, appearing to read "D. Pike", written over a horizontal line.

David A. Pike  
Attorney for New Cingular Wireless PCS, LLC

Enclosures

**COMMONWEALTH OF KENTUCKY  
BEFORE THE PUBLIC SERVICE COMMISSION**

**RECEIVED**

MAR 14 2005

PUBLIC SERVICE  
COMMISSION

In the Matter of:

THE APPLICATION OF )  
NEW CINGULAR WIRELESS PCS, LLC )  
FOR ISSUANCE OF A CERTIFICATE OF PUBLIC )  
CONVENIENCE AND NECESSITY TO CONSTRUCT )  
A WIRELESS COMMUNICATIONS FACILITY AT )  
783 BEECH OAK ROAD, BUSY, KENTUCKY 41723 )  
IN THE WIRELESS COMMUNICATIONS LICENSE AREA )  
IN THE COMMONWEALTH OF KENTUCKY )  
IN THE COUNTY OF PERRY )

CASE NO.: 2005-00109

SITE NAME: DARK HOLLOW

\*\*\*\*\*

**APPLICATION FOR  
CERTIFICATE OF PUBLIC CONVENIENCE AND NECESSITY  
FOR CONSTRUCTION OF A WIRELESS COMMUNICATIONS FACILITY**

New Cingular Wireless PCS, LLC, successor in interest to BellSouth Mobility, LLC, d/b/a Cingular Wireless – Kentucky (“Applicant”), by counsel, pursuant to (i) KRS §§ 278.020, 278.040, 278.650, 278.665 and the rules and regulations applicable thereto, and (ii) the Telecommunications Act of 1996, respectfully submits this Application requesting issuance of a Certificate of Public Convenience and Necessity (“CPCN”) from the Kentucky Public Service Commission (“PSC”) to construct, maintain, and operate a Wireless Communications Facility (“WCF”) to serve the customers of the Applicant with wireless telecommunications services.

In support of this Application, Applicant respectfully provides and states the following information:

1. The complete name and address of the Applicant:

New Cingular Wireless PCS, LLC  
c/o Pike Legal Group, PLLC  
P.O. Box 369  
Shepherdsville, KY 40165

2. Applicant proposes construction of an antenna tower for cellular telecommunications services or personal communications services which is to be located in an area outside the jurisdiction of a planning commission, and Applicant submits the within application to the Commission for a certificate of public convenience and necessity pursuant to KRS §§ 278.020(1), 278.650, and 278.665.

3. Applicant entity is not a corporation and, therefore, the requirements of 807 KAR 5:001(8) and 807 KAR 5:001(9) that applicant submit a certified copy of articles of incorporation is inapplicable. Applicant limited liability company has provided a copy of the Certificate of Authority issued by the Secretary of State of the Commonwealth of Kentucky for the applicant entity as part of **Exhibit A**.

4. The proposed WCF will serve an area completely within the Applicant's Federal Communications Commission ("FCC") licensed service area in the Commonwealth of Kentucky. A copy of the Applicant's FCC license to provide wireless services is attached to this Application or described as part of **Exhibit A**.

5. The public convenience and necessity require the construction of the proposed WCF. The construction of the WCF will bring or improve the Applicant's services to an area currently not served or not adequately served by the Applicant by increasing coverage or capacity and thereby enhancing the public's access to innovative and competitive wireless telecommunications services. The WCF will provide a necessary link

in the Applicant's telecommunications network that is designed to meet the increasing demands for wireless services in Kentucky's wireless communications licensed area. The WCF is an integral link in the Applicant's network design that must be in place to provide adequate coverage to the service area.

6. To address the above-described service needs, Applicant proposes to construct a WCF at 783 Beech Oak Road, Busy, Kentucky 41723 (37° 14' 30.47" North latitude, 83° 19' 02.63" West longitude), in an area located entirely within the county referenced in the caption of this application. The property on which the WCF will be located is owned by Truman & Lilly Sue Akers pursuant to a Deed recorded at Deed Book 158, Page 611 in the office of the Perry County Clerk. The proposed WCF will consist of a 275-foot tall tower, with an approximately 20-foot tall lightning arrestor attached at the top, for a total height of 295-feet. The WCF will also include concrete foundations to accommodate the placement of the Applicant's proprietary radio electronics equipment. The equipment will be housed in a prefabricated cabinet or shelter that will contain: (i) the transmitting and receiving equipment required to connect the WCF with the Applicant's users in Kentucky, (ii) telephone lines that will link the WCF with the Applicant's other facilities, (iii) battery back-up that will allow the Applicant to operate even after a loss of outside power, and (iv) all other necessary appurtenances. The Applicant's equipment cabinet or shelter will be approved for use in the Commonwealth of Kentucky by the relevant building inspector. The WCF compound will be fenced and all access gate(s) will be secured. A description of the manner in which the proposed WCF will be constructed is attached as **Exhibit B** and **Exhibit C**. Periodic inspections will be performed on the WCF

in accordance with the applicable regulations or requirements of the PSC.

7. A list of competing utilities, corporations, or persons is attached as **Exhibit D**, along with three (3) maps of suitable scale showing the location of the proposed new construction as well as the location of any like facilities located anywhere within the map area, along with a map key showing the owners of such other facilities.

8. The site development plan and a vertical profile sketch of the WCF signed and sealed by a professional engineer registered in Kentucky depicting the tower height, as well as a proposed configuration for the antennas of the Applicant and future antenna mounts, has also been included as part of **Exhibit B**. Foundation design plans and a description of the standards according to which the tower was designed, which have been signed and sealed by a professional engineer registered in Kentucky, are included as part of **Exhibit C**.

9. Applicant has considered the likely effects of the installation of the proposed WCF on nearby land uses and values and has concluded that there is no more suitable location reasonably available from which adequate services can be provided, and that there are no reasonably available opportunities to co-locate Applicant's antennas on an existing structure. Applicant has attempted to co-locate on suitable existing structures such as telecommunications towers or other suitable structures capable of supporting Applicant's facilities, and no other suitable or available co-location site was found to be located in the vicinity of the site. Information regarding the Applicant's efforts to achieve co-location in the vicinity is presented as **Exhibit E**.

10. FAA notice is required for the proposed construction, and lighting or marking

requirements may be applicable to this facility. A copy of the Notice of Proposed Construction or Alteration filed by Applicant with the FAA is attached as **Exhibit F**. Upon receiving authorization from the FAA, the Applicant will forward a copy of the determination as a supplement to this Application proceeding.

11. A copy of the Kentucky Airport Zoning Commission ("KAZC") Application for the proposed WCF is attached as **Exhibit G**. Upon receiving authorization from the KAZC, the Applicant will forward a copy of the determination as a supplement to this Application proceeding.

12. The WCF will be registered with the FCC pursuant to applicable federal requirements. Appropriate required FCC signage will be posted on the site upon receipt of the tower registration number.

13. A geotechnical engineering firm has performed soil boring(s) and subsequent geotechnical engineering studies at the WCF site. A copy of the geotechnical engineering report and evaluation, signed and sealed by a professional engineer registered in the Commonwealth of Kentucky, is attached as **Exhibit H**. The name and address of the geotechnical engineering firm and the professional engineer registered in the Commonwealth of Kentucky who supervised the examination of this WCF site are included as part of this exhibit.

14. Clear directions to the proposed WCF site from the County seat are attached as **Exhibit I**. The name and telephone number of the preparer of **Exhibit I** is included as part of this exhibit.

15. Applicant, pursuant to a written agreement, has acquired the right to use the

WCF site and associated property rights. A copy of the agreement or an abbreviated agreement recorded with the County Clerk is attached as **Exhibit J**. Also included as part of **Exhibit J** is the portion of the full agreement demonstrating that in the case of abandonment a method is provided to dismantle and remove the cellular antenna tower, including a timetable for removal.

16. Personnel directly responsible for the design and construction of the proposed WCF are well qualified and experienced. Central Tower ("Tower Manufacturer") performed the tower and foundation design. The tower and foundation drawings for the proposed tower submitted as part of **Exhibit C** bear the signature and stamp of W. Gray Hodge, a professional engineer registered in the Commonwealth of Kentucky. All tower designs meet or exceed applicable laws and regulations.

17. The Project Manager and Contractor for the proposed facility is General Dynamics Wireless Services, and the identity and qualifications of each person directly responsible for construction of the proposed tower are contained in the attached letter submitted as part of **Exhibit C**.

18. Based on a review of Federal Emergency Management Agency Flood Insurance Rate Maps, the registered land surveyor has noted in **Exhibit B** that the proposed WCF is not located within any flood hazard area.

19. The possibility of high winds has been considered in the design of this tower. The tower has been designed and engineered by professional engineers using computer assistance and the same accepted codes and standards as are typically used for high-rise building construction. The tower design is in accordance with ANSI/EIA-222-F standards,

for a wind load of 105 m.p.h. basic wind speed with 1/2" radial ice.

20. The site development plan signed and sealed by a professional engineer registered in Kentucky was prepared by Charles E. Weiter. The site survey was performed by Frank L. Sellinger. Page C-1 of **Exhibit B** is drawn to a scale of no less than one (1) inch equals 200 feet, and identifies every owner of real estate within 500 feet of the proposed tower (according to the records maintained by the County Property Valuation Administrator). Every structure and every easement within 500 feet of the proposed tower or within 200 feet of the access road including intersection with the public street system is illustrated in **Exhibit B**.

21. Applicant has notified every person who, according to the records of the County Property Valuation Administrator, owns property which is within 500 feet of the proposed tower or contiguous to the site property, by certified mail, return receipt requested, of the proposed construction. All notified property owners have been given the docket number under which the proposed Application will be processed and have been informed of their right to request intervention. A list of the nearby property owners who received the notices, together with copies of the certified letters, are attached as **Exhibit K** and **Exhibit L**, respectively.

22. Applicant has notified the Perry County Judge/Executive by certified mail, return receipt requested, of the proposed construction. This notice included the PSC docket number under which the application will be processed and informed the Perry County Judge/Executive of his/her right to request intervention. A copy of this notice is attached as **Exhibit M**.

23. Two notice signs meeting the requirements prescribed by 807 KAR 5:063, Section 1(2), measuring at least two (2) feet in height and four (4) feet in width and containing all required language in letters of required height, have been posted, one in a visible location on the proposed site and one on the nearest public road. Such signs shall remain posted for at least two (2) weeks after filing of the Application, and a copy of the posted text is attached as **Exhibit N**. Notice of the location of the proposed facility has also been published in a newspaper of general circulation in the county in which the WCF is proposed to be located.

24. The general area where the proposed facility is to be located is an unused mountaintop. There are no residential structures located within a 500-foot radius of the proposed tower location.

25. The process that was used by the Applicant's radio frequency engineers in selecting the site for the proposed WCF was consistent with the general process used for selecting all other existing and proposed WCF facilities within the proposed network design area. Applicant's radio frequency engineers have conducted studies and tests in order to develop a highly efficient network that is designed to serve the Federal Communications Commission licensed service area. The engineers determined an optimum area for the placement of the proposed facility in terms of elevation and location to provide the best quality service to customers in the service area. A radio frequency design search area prepared in reference to these radio frequency studies was considered by the Applicant when searching for sites for its antennas that would provide the coverage deemed necessary by the Applicant. Before beginning the site acquisition process, Applicant

carefully evaluated locations within the search area for co-location opportunities on existing structures, and no suitable towers or other existing tall structures were found in the immediate area that would meet the technical requirements for the element of the telecommunications network to be provided by the proposed facility. A map of the area in which the tower is proposed to be located which is drawn to scale and clearly depicts the necessary search area within which the site should be located pursuant to radio frequency requirements is attached as **Exhibit O**.

26. All Exhibits to this Application are hereby incorporated by reference as if fully set out as part of the Application.

27. All responses and requests associated with this Application may be directed to:

David A. Pike  
Pike Legal Group, PLLC  
1578 Highway 44 East, Suite 6  
P. O. Box 369  
Shepherdsville, KY 40165-0369  
Telephone: (502) 955-4400  
Telefax: (502) 543-4410

**WHEREFORE,** Applicant respectfully request that the PSC accept the foregoing Application for filing, and having met the requirements of KRS §§ 278.020(1), 278.650, and 278.665 and all applicable rules and regulations of the PSC, grant a Certificate of Public Convenience and Necessity to construct and operate the WCF at the location set forth herein.

Respectfully submitted,

A handwritten signature in black ink, appearing to read 'D. Pike', is written over a horizontal line.

David A. Pike  
Pike Legal Group, PLLC  
1578 Highway 44 East, Suite 6  
P. O. Box 369  
Shepherdsville, KY 40165-0369  
Telephone: (502) 955-4400  
Telefax: (502) 543-4410  
Attorney for New Cingular Wireless PCS, LLC

## LIST OF EXHIBITS

- A - Business Entity and FCC License Documentation
- B - Site Development Plan:
  - 500' Vicinity Map
  - Legal Descriptions
  - Flood Plain Certification
  - Site Plan
  - Vertical Tower Profile
- C - Tower and Foundation Design and Qualifications Statement
- D - Competing Utilities, Corporations, or Persons List and Map of Like Facilities in Vicinity
- E - Co-location Report
- F - Application to FAA
- G - Application to Kentucky Airport Zoning Commission
- H - Geotechnical Report
- I - Directions to WCF Site
- J - Copy of Real Estate Agreement
- K - Notification Listing
- L - Copy of Property Owner Notification
- M - Copy of County Judge/Executive Notice
- N - Copy of Posted Notices
- O - Copy of Radio Frequency Design Search Area

**EXHIBIT A**  
**BUSINESS ENTITY AND FCC LICENSE DOCUMENTATION**

**Commonwealth of Kentucky**  
**Trey Grayson**  
**Secretary of State**

**Certificate of Authorization**

I, Trey Grayson, Secretary of State of the Commonwealth of Kentucky, do hereby certify that according to the records in the Office of the Secretary of State,

**NEW CINGULAR WIRELESS PCS, LLC**

, a limited liability company organized under the laws of the state of DE, is authorized to transact business in the Commonwealth of Kentucky and received the authority to transact business in Kentucky on October 14, 1999.

I further certify that all fees and penalties owed to the Secretary of State have been paid; that an application for certificate of withdrawal has not been filed; and that the most recent annual report required by KRS 275.190 has been delivered to the Secretary of State.

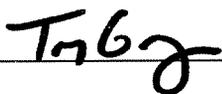
IN WITNESS WHEREOF, I have hereunto set my hand and affixed my Official Seal at Frankfort, Kentucky, this 1st day of February, 2005.

Certificate Number: 10293

Jurisdiction: New Cingular Wireless PCS, LLC

Visit <http://www.sos.ky.gov/obdb/certvalidate.aspx> to validate the authenticity of this certificate.



  
\_\_\_\_\_  
Trey Grayson  
Secretary of State  
Commonwealth of Kentucky  
10293/0481848



**David R. Czarnecki**  
RF Design Engineer  
Central and East Kentucky  
3120 Wall Street Suite 200  
Lexington, KY 40513  
Phone/Fax: 859.338.5412

February 21, 2005

To Whom It May Concern:

Dear Sir or Madam:

The full name of the Cingular Wireless entity that holds the FCC license is BellSouth Mobility LLC, a Georgia limited liability Company d/b/a Cingular Wireless. The license call sign for the area where Dark Hollow will be located is KNKN841, Kentucky RSA 10 – Powell, Market 452.

  
David R. Czarnecki  
RF Design Engineer

**Federal Communications Commission  
Wireless Telecommunications Bureau**

**Radio Station Authorization (Reference Copy)**

This is not an official FCC license. It is a record of public information contained in the FCC's licensing database on the date that this reference copy was generated. In cases where FCC rules require the presentation, posting, or display of an FCC license, this document may not be used in place of an official FCC license.

Licensee: Orange Licenses Holding, LLC

ATTN Kellye E. Abernathy  
Orange Licenses Holding, LLC  
17330 Preston Road, Suite 100A  
Dallas, TX 75252

<b>FCC Registration Number (FRN):</b> 0012362919	
<b>Call Sign:</b> KNKN841	<b>File Number:</b>
<b>Radio Service:</b> CL - Cellular	
<b>Market Number</b> CMA452	<b>Channel Block</b> A
<b>Sub-Market Designator</b> 0	

<b>Market Name</b> Kentucky 10 - Powell
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<b>Grant Date</b> 08/21/2001	<b>Effective Date</b> 01/25/2005	<b>Expiration Date</b> 10/01/2011	<b>Five Yr Build-Out Date</b> 02/05/1997	<b>Print Date</b> 03/11/2005
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**Site Information**

Location	Latitude	Longitude	Ground Elevation (meters)	Structure Hgt to Tip (meters)		Antenna Structure Registration No.
1	37-15-21.3 N	083-10-24.6 W	512.1			
Address			City	County	State	Construction Deadline
1001 GORMAN RIDGE ROAD			HAZARD	PERRY	KY	

<b>Antenna: 1 Azimuth (degrees from true north)</b>	0°	45°	90°	135°	180°	225°	270°	315°
<b>Antenna Height AAT (meters)</b>	264.0	250.0	194.0	229.0	194.0	259.0	278.0	274.0
<b>Transmitting ERP (watts)</b>	64.000	64.000	64.000	64.000	64.000	64.000	64.000	64.000

Location	Latitude	Longitude	Ground Elevation (meters)	Structure Hgt to Tip (meters)		Antenna Structure Registration No.
2	37-32-46.3 N	083-23-41.6 W				
Address			City	County	State	Construction Deadline
0.8 MILE NE OF INTERSECTION OF RTS 32 & 52			JACKSON	BREATHITT	KY	

<b>Antenna: 1 Azimuth (degrees from true north)</b>	<b>0°</b>	<b>45°</b>	<b>90°</b>	<b>135°</b>	<b>180°</b>	<b>225°</b>	<b>270°</b>	<b>315°</b>
<b>Antenna Height AAT (meters)</b>	196.0	172.0	184.0	201.0	169.0	203.0	213.0	236.0
<b>Transmitting ERP (watts)</b>	73.000	73.000	73.000	73.000	73.000	73.000	73.000	73.000

Location	Latitude	Longitude	Ground Elevation (meters)	Structure Hgt to Tip (meters)		Antenna Structure Registration No.		
4	37-45-43.3 N	083-50-35.7 W						
Address			City	County	State	Construction Deadline		
KY RT. 213, 6 MILES SOUTH OF			STANTON	POWELL	KY			

<b>Antenna: 1 Azimuth (degrees from true north)</b>	<b>0°</b>	<b>45°</b>	<b>90°</b>	<b>135°</b>	<b>180°</b>	<b>225°</b>	<b>270°</b>	<b>315°</b>
<b>Antenna Height AAT (meters)</b>	191.0	188.0	164.0	166.0	201.0	234.0	176.0	280.0
<b>Transmitting ERP (watts)</b>	141.000	141.000	141.000	141.000	141.000	141.000	141.000	141.000

Location	Latitude	Longitude	Ground Elevation (meters)	Structure Hgt to Tip (meters)		Antenna Structure Registration No.		
5	37-04-39.7 N	082-48-27.8 W	856.4	95.3		1061533		
Address			City	County	State	Construction Deadline		
1.5 MILES NORTHWEST OF INTERSTATE 119 AND ROUTE 15			WHITESBURG	LETCHER	KY			

<b>Antenna: 1 Azimuth (degrees from true north)</b>	<b>0°</b>	<b>45°</b>	<b>90°</b>	<b>135°</b>	<b>180°</b>	<b>225°</b>	<b>270°</b>	<b>315°</b>
<b>Antenna Height AAT (meters)</b>	437.8	413.1	305.3	205.5	109.5	345.8	451.4	484.4
<b>Transmitting ERP (watts)</b>	101.280	75.480	18.940	10.870	22.380	82.800	115.600	99.830

Location	Latitude	Longitude	Ground Elevation (meters)	Structure Hgt to Tip (meters)		Antenna Structure Registration No.		
7	37-48-18.3 N	083-50-24.7 W	396.2					
Address			City	County	State	Construction Deadline		
STANTON CELL SITE 2.5 MILES S OF STANTON ON KY 213			STANTON	POWELL	KY			

<b>Antenna: 1 Azimuth (degrees from true north)</b>	<b>0°</b>	<b>45°</b>	<b>90°</b>	<b>135°</b>	<b>180°</b>	<b>225°</b>	<b>270°</b>	<b>315°</b>
<b>Antenna Height AAT (meters)</b>	233.4	223.2	178.4	148.3	186.1	171.2	255.0	284.7
<b>Transmitting ERP (watts)</b>	44.200	44.200	44.200	44.200	44.200	44.200	44.200	44.200

Location	Latitude	Longitude	Ground Elevation (meters)	Structure Hgt to Tip (meters)		Antenna Structure Registration No.		
8	37-25-58.7 N	084-00-12.8 W	422.1	96.6		1043802		
Address			City	County	State	Construction Deadline		

MCKEE CELL SITE 1 MILE NW OF	MCKEE	JACKSON	KY
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<b>Antenna: 1 Azimuth (degrees from true north)</b>	0°	45°	90°	135°	180°	225°	270°	315°
<b>Antenna Height AAT (meters)</b>	143.7	153.6	154.8	129.3	143.7	153.0	132.6	118.5
<b>Transmitting ERP (watts)</b>	123.130	116.240	120.330	109.740	36.340	11.620	12.890	59.620

Location	Latitude	Longitude	Ground Elevation (meters)	Structure Hgt to Tip (meters)	Antenna Structure Registration No.	
9	37-27-33.3 N	083-39-52.7 W	371.8			
<b>Address</b>			<b>City</b>	<b>County</b>	<b>State</b>	<b>Construction Deadline</b>
BOONEVILLE CELL SITE 8 MI NW OF			BEATTYVILLE	LEE	KY	

<b>Antenna: 1 Azimuth (degrees from true north)</b>	0°	45°	90°	135°	180°	225°	270°	315°
<b>Antenna Height AAT (meters)</b>	195.0	185.0	136.0	110.0	185.0	153.0	156.0	180.0
<b>Transmitting ERP (watts)</b>	76.000	76.000	76.000	76.000	76.000	76.000	76.000	76.000

Location	Latitude	Longitude	Ground Elevation (meters)	Structure Hgt to Tip (meters)	Antenna Structure Registration No.	
11	37-43-36.1 N	083-56-30.1 W	428.6	105.2	1041588	
<b>Address</b>			<b>City</b>	<b>County</b>	<b>State</b>	<b>Construction Deadline</b>
1850 Chestnut Stand Road (023612 / Chestnut Stand)			IRVINE	ESTILL	KY	

<b>Antenna: 1 Azimuth (degrees from true north)</b>	0°	45°	90°	135°	180°	225°	270°	315°
<b>Antenna Height AAT (meters)</b>	274.8	193.6	185.2	240.8	247.5	269.3	267.1	273.0
<b>Transmitting ERP (watts)</b>	18.180	18.180	18.180	18.180	18.180	18.180	18.180	18.180

**Control Points**

Control Point No.	Address	City	County	State	Telephone Number
1	1650 Lyndon Farms Court	LOUISVILLE		KY	(502)329-4700

**Waivers/Conditions**

WE MAKE NO FINDING IN THESE CASES CONCERNING THE ISSUES RAISED IN FOOTNOTE 3 OF LA STAR CELLULAR TELEPHONE COMPANY, 7 FCC Rcd 3762 (1992). THEREFORE, THESE GRANTS OF TRANSFERS/ASSIGNMENTS ARE CONDITIONED ON ANY SUBSEQUENT ACTION THE COMMISSION MAY TAKE

C

The Cellular Geographic Service Areas of the following cellular systems (listed by call sign) have been combined: KNKN861, KNKN841, and KNKN673.

**Conditions**

Pursuant to Section 309(h) of the Communications Act of 1934, as amended, 47 U.S.C. Section 309(h), this license is subject to the following conditions: This license shall not vest in the licensee any right to operate the station nor any right in the use of the frequencies designated in the license beyond the term thereof nor in any other manner than authorized herein. Neither the license nor the right granted thereunder shall be assigned or otherwise transferred in violation of the Communications Act of 1934, as amended. See 47 U.S.C. Section 310(d). This license is subject in terms to the right of use or control conferred by Section 706 of the Communications Act of 1934, as amended. See 47 U.S.C. Section 706.

**FCC 601 - C**  
**August 2002**

**CLOSE WINDOW**

**EXHIBIT B**

**SITE DEVELOPMENT PLAN:**

**500' VICINITY MAP  
LEGAL DESCRIPTIONS  
FLOOD PLAIN CERTIFICATION  
SITE PLAN  
VERTICAL TOWER PROFILE**